

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ARISTA RECORDS LLC, a Delaware limited liability company; WARNER BROS. RECORDS, INC., a Delaware corporation; BMG MUSIC, a New York general partnership; SONY BMG MUSIC ENTERTAINMENT, a Delaware general partnership; ATLANTIC RECORDING CORPORATION, a Delaware corporation; UMG RECORDINGS, INC., a Delaware corporation; VIRGIN RECORDS AMERICA, INC., a California corporation; and CAPITAL RECORDS, INC., a Delaware corporation

Plaintiffs,

NOTICE OF DISMISSAL

Civil Action No.:
1:05-CV-1493, GLS/DRH

v.

DOES 1-4,

Defendants.

PLEASE TAKE NOTICE THAT:

Plaintiffs hereby dismiss this action as against both defendants DOE NO. 1, IP Address 128.113.154.184 11/04/2005, 11:34:33 EST, and DOE NO. 2, IP Address 128.113.147.34, 10/29/2005, 07:06:47 EDT, *without* prejudice; and

Plaintiffs hereby dismiss this action as against both defendants DOE NO. 3, IP Address 128.113.154.38, 10/30/2005, 13:13:10 EST, and DOE NO. 4, IP Address 128.113.228.145, 10/19/2005, 18:39:29 EDT, *with* prejudice.

Executed on March 7, 2006, in Rochester, New York.

s/ Steven E. Cole

Steven E. Cole, Esq.

Bar No. 301499

Attorneys for Plaintiffs

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SO ORDERED:

Q. L. Shape

U.S. District Judge

Date: 3/10/06